

SENATE BILL 2291

By Ford

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 24; Title 40, Chapter 28; Title 40, Chapter
35 and Title 62, Chapter 20, relative to collections.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-24-105, is amended by adding the following as a new subsection (g):

(g)

(1) A person, collection service, as defined in § 62-20-102, or collection agency authorized to collect any fine, costs, or litigation taxes assessed against a defendant and remaining in default after the entry of the order assessing the fine, costs or litigation taxes shall not notify a credit bureau or credit agency concerning the defendant and the collection of the assessed fine, costs, or litigation taxes.

(2) This subsection (g) also applies to any fine, costs, or litigation taxes in default that are converted to a civil judgment pursuant to subsection (f).

(3) A person who knowingly violates this subsection (g) commits a Class C misdemeanor.

SECTION 2. Tennessee Code Annotated, Section 40-28-205, is amended by adding the following as a new subsection (c):

(c)

(1) A person, collection service, as defined in § 62-20-102, or collection agency authorized to collect unpaid supervision fees shall not notify a credit

bureau or credit agency concerning the defendant and the collection of the unpaid supervision fees.

(2) This subsection (c) also applies to any unpaid supervision fees converted to a civil judgment pursuant to subsection (a).

(3) A person who knowingly violates this subsection (c) commits a Class C misdemeanor.

SECTION 3. Tennessee Code Annotated, Section 62-20-123, is amended by deleting the language “willful violation” and by substituting instead the language “knowing violation”.

SECTION 4. Tennessee Code Annotated, Section 62-20-120, is amended by adding the following language as a new subdivision (4):

(4) A collection service or collection agency to notify a credit bureau or credit agency concerning a defendant who:

(A) Is in default as specified in § 40-24-105; or

(B) Has unpaid fees as specified in § 40-28-205.

SECTION 5. This act shall take effect July 1, 2014, the public welfare requiring it.